IAP10 Rec'd PCT/PTO 14 DEC 2009

TO TRANSPORT PORT			U.S. Patent	and Trade	PTO/SB/21 (09-04) I for use through 07/31/2006. OMB 0651-0031 mark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Redu	ction Act of 1995, no perso	ons are required	to respond to a collect Application Num		mation unless it displays a valid OMB control number. 10/551293
TRAN	SMITTAL		Filing Date		September 28, 2005
FORM			First Named Inv	entor	Debbie Stevens-Wright, et al.
_		filion)	Art Unit		3700
(to be used for all correspondence after initial filing)			Examiner Name		Not Yet Assigned
Total Number of Pages in This Submission 5			Attorney Docket	Number	B1075.71014US01
	ENCLO	OSURES ((Check all tha	t apply)
Fee Transmittal Form	n	Drawing(s)			After Allowance Communication to TC
Fee Attached		Licensing-rel	ated Papers		Appeal Communication to Board of Appeals and Interferences
Amendment/Reply		Petition			Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
After Final	.	Petition to Co			Proprietary Information
Affidavite/declaration(s) Power of Attor		rney, Revocation	`		
Extension of Time Re	equest	Terminal Dis	claimer		X Other Enclosure(s) (please Identify below):
Express Abandonme	ent Request	Request for	Refund International Search Report Copies of Cited References		
X Information Disclosure Statement CD, Number		of CD(s)		Return Receipt Postcard	
Certified Copy of Pri	ority	Landso	cape Table on CD		
Reply to Missing Par		Remarks			
Reply to Missing Parts under					
☐☐ 37 CFR 1.52 o	or 1.53				
	SIGNATURE	OF APPLICA	ANT, ATTORNE	Y, OR A	GENT
Firm Name WOLF	, GREENFIELD &	SACKS, P.	.C.		
Signature	12_				
Printed name Eric L.	Eric L. Amundsen				
Date Decem	December <u>/)</u> , 2005			g. No.	46,518
L				1	
I hereby certify that this concentration of the con	ail Stop Amendment, Co	ommissioner for	Patents, P.O. Box	1450, Alex	ufficient postage as First Class Mail, in an kandria, VA 22313-1450, on the date shown (Janine Michalski)



DOCKET NO.: B1075.71014US01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Debbie Stevens-Wright, et al.

Application Serial No.:

10/551293

Confirmation No.:

1875

Filing Date:

September 28, 2005

Title:

METHOD AND APPARATUS FOR ADJUSTING

ELECTRODE DIMENSIONS

Examiner:

Not Yet Assigned

Art Unit:

3700

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 1200 day of December, 2005.

Janine Michalski

MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

STATEMENT FILED PURSUANT TO THE DUTY OF DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed within three months of the date of the entry of the national stage, as set forth in 37 C.F.R. §1.491, in an international application.

No fee or certification is required.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified PTO/SB/08). The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application.

The above-identified U.S. application claims priority to international application No. PCT/US2004/009618. If the Examiner has not had the benefit of review of the file history of PCT/US2004/009618, then he/she is asked to contact the undersigned, who will provide a copy of same.

The Applicant would like to bring to the Examiner's attention the enclosed search report dated July 1, 2005 from corresponding International Application PCT/US2004/009618.

PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

- 1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
- 2. The enclosed form PTO-1449 (modified PTO/SB/08) be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
- 3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

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By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his or her own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

By:

Eric L. Amundsen, Reg. No.: 46,518 WOLF, GREENFIELD & SACKS, P.C.

600 Atlantic Avenue

Boston, Massachusetts 02210-2206

Telephone: (617) 646-8000

Docket No.: B1075.71014US01 Date: December <u>JL</u>, 2005

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DEC 1 4 2005			
FORM PTO-1449/A and B (modification) FORM PTO-1449/A and B (modification)	APPLICATION SERIAL NO.: 10/551293	ATTY. DOCKET NO.: B107	
INFORMATION DISCLOSURE	FILING DATE: September 28, 2005	CONFIRMATION NO.: 1875	
STATEMENT BY APPLICANT	APPLICANT: Debbie Stevens-Wright, et al.		

U.S. PATENT DOCUMENTS

GROUP ART UNIT: 3700

075.71014US01

EXAMINER: Not Yet Assigned

Examiner's Cite	U.S. Patent Document		Name of Patentee or Applicant of Cited	Date of Publication or Issue of Cited Document	
Initials #	No.	. Document	MM-DD-YYYY		
		2003/0233037	A1	Bencini	12-18-2003
		4,660,571		Hess, et al.	04-28-1987
		5,117,828		Metzger, et al.	06-02-1992
		5,215,103		Desai	06-01-1993
		5,239,999		Imran	08-31-1993
		5,860,974		Abele	09-19-1999
		6,036,689		Tu, et al.	03-14-2000
		6,178,354	B1	Gibson	01-23-2001
		6,263,248		Farley, et al.	07-17-2001
		6,315,778		Gambale	11-13-2001
		6,379,352		Reynolds, et al.	04-30-2002
		6,488,680	B1	Francischelli, et al.	12-03-2002
		6,514,246	B1	Fleischman, et al.	02-04-2003
		6,682,526		Jones, et al.	01/27/2004

FOREIGN PATENT DOCUMENTS

Evaminar's Cita	Cite	Foreign Patent Document			Name of Patentee or Applicant of Cited	Date of Publication of	Translation
Examiner's Initials #	No.	Office/ Country	Number	Kind Code	Document Document	Cited Document MM-DD-YYYY	(Y/N)
		wo	95/20360	Α	Valleylab, Inc.	08-03-1995	
		wo	02/087437	Α	C.R. Bard, Inc. et al.	11-07-2002	

OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's	Cite	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation
Initials #	No		(Y/N)
		PCT International Search Report for International Application No. PCT/US2004/009618; July 1, 2005	

and the second s		
EXAMINER:	DATE CONSIDERED:	•

[NOTE – No copies of U.S. patents, published U.S. patent applications, or pending, unpublished patent applications stored in the USPTO's Image File Wrapper (IFW) system, are included. See 37 CFR §1.98 and 1287OG163. Copies of all other patent(s), publication(s), unpublished, pending U.S. patent applications, or other information listed are provided as required by 37 CFR §1.98 unless 1) such copies were provided in an IDS in an earlier application that complies with 37 CFR §1.98, and 2) the earlier application is relied upon for an earlier filing date under 35 U.S.C. §120.]

Sheet

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of

[#] EXAMINER: Initial if reference considered, whether or notication is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

^{*}a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. ___, filed ___, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications).